

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF TEXAS  
SAN ANTONIO DIVISION

DAVID FLATTMANN AND  
JAMIE FLATTMANN,

Plaintiffs,

VS.

METROPOLITAN LLOYDS INSURANCE  
COMPANY OF TEXAS  
AND MICHAEL LEE ESMAY

Defendants.



CIVIL ACTION NO.  
5:17-cv-00551

**(JURY)**

## **JOINT STIPULATION OF DISMISSAL WITH PREJUDICE**

TO THE HONORABLE UNITED STATES DISTRICT COURT:

COME NOW, Plaintiffs David Flattmann and Jamie Flattmann, and Defendants Metropolitan Lloyds Insurance Company of Texas and Michael Lee Esmay, and file this Stipulation of Dismissal With Prejudice under Federal Rule of Civil Procedure 41(a)(1)(ii) and in support thereof would show the Court as follows:

1. Plaintiffs are David Flattmann and Jamie Flattmann. Defendants are Metropolitan Lloyds Insurance Company of Texas and Michael Lee Esmay.
2. Plaintiffs filed suit against Defendant arising out of a homeowners' insurance claim arising from storm damage that occurred on or about April 12, 2016.
4. Plaintiffs and Defendant have reached a compromise and settlement regarding the claims in this lawsuit. As a result, Plaintiffs desire to dismiss with prejudice all claims and causes of action asserted against Defendants. Plaintiffs and Defendants agree to this dismissal with prejudice.
5. This case is not a class action.

6. A receiver has not been appointed in this action.
7. This case is not governed by any federal statute that requires an order of the court for dismissal of the case.
8. Plaintiffs have not dismissed an action based on or including the same claims as those presented in this suit.
9. This dismissal is requested to be with prejudice as to Defendants Metropolitan Lloyds Insurance Company of Texas and Michael Lee Esmay.

Respectfully submitted,

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